

106TH CONGRESS  
2D SESSION

# H. R. 5096

To amend the Individuals with Disabilities Education Act to provide that certain funds treated as local funds under that Act shall be used to provide additional funding for programs under the Elementary and Secondary Education Act of 1965.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2000

Mr. TIERNEY (for himself, Mr. NADLER, Mr. GEORGE MILLER of California, Mr. KILDEE, Mr. SCOTT, and Mrs. MCCARTHY of New York) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Individuals with Disabilities Education Act to provide that certain funds treated as local funds under that Act shall be used to provide additional funding for programs under the Elementary and Secondary Education Act of 1965.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. USE OF CERTAIN FUNDS UNDER THE INDIVID-**  
2 **UALS WITH DISABILITIES EDUCATION ACT.**

3 Section 613(a)(2)(C) of the Individuals with Disabil-  
4 ities Education Act (20 U.S.C. 1413(a)(2)(C)) is  
5 amended—

6 (1) by redesignating clause (ii) as clause (iii);

7 and

8 (2) by inserting after clause (i) the following:

9 “(ii) If a local educational agency  
10 chooses to utilize the authority under  
11 clause (i) to treat as local funds up to 20  
12 percent of the amount of funds the agency  
13 receives under this part that exceeds the  
14 amount it received under this part for the  
15 previous fiscal year, then the agency shall  
16 use those local funds to provide additional  
17 funding for programs under the Elemen-  
18 tary and Secondary Education Act of  
19 1965, including, but not limited to, pro-  
20 grams that address school safety, teacher  
21 quality and professional development, be-  
22 fore and after school learning opportuni-  
23 ties, comprehensive school reform and lit-  
24 eracy, class size reduction, school construc-  
25 tion and modernization, or related edu-

1 cation programs authorized under Federal  
2 or State law.”.

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